IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

Bail Appl..No. 7060 of 2006()

CRIME NO. 251/05 OF ANCHAL POLICE STATION

PETITIONER/ACCUSED

LATHEEF, S/O.HASSAN KANNU,
AGED 43 YEARS, THENGUVILA VEEDU,
ARACKAL MURI, ARACKAL VILLAGE,
KOLLAM DISTRICT.

BY ADV. SRI. K.SIJU
SRI.S.SUDHEESHKAR

RESPONDENTS: STATE

STATE OF KERALA,
REP. BY SUB INSPECTOR OF POLICE,
ANCHAL POLICE STATION,
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 7060 of 2006

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DATED: 05-12-2006

O R D E R

Petitioner who is the accused in Crime No. 251/05 of Anchal Police Station, originally registered under Section 174 Cr.P.C. for "unnatural death" and subsequently altered into one punishable under Sec. 498 A IPC, seeks anticipatory bail.

2. The wife of the petitioner committed suicide on 28-6-2005. Their marriage was 10 years ago. As per the subsequent investigation, the police are of the view that the petitioner was responsible for his wife committing suicide.

3. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

4. The learned Public Prosecutor submitted that the police are contemplating further investigation in the matter. Under these circumstances I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to

the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

6. Petitioner shall surrender before the investigating officer any day between 7-12-2006 and 14-12-2006 for the purpose of custodial interrogation.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/- **V.RAMKUMAR,JUDGE**

JUDGE.

ani.